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PATENT
0459-0638P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Stephan Edward REEES et al. Conf.: 7859
Appl. No.: 09/890,801 Group: 3736
Filed: October 30, 2001 Examiner: R.L. NASSER
For: AUTOMATIC LUNG PARAMETER ESTIMATING

SMALL ENTITY TRANSMITTAL FORM

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

January 14, 2005

Sir:

Transmitted herewith is an amendment in the above-identified application.

Applicant claims small entity status under 37 C.F.R. § 1.27.
 The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.
 The enclosed document is being transmitted via facsimile.

The fee has been calculated as shown below:

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR			PRESENT EXTRA	RATE	ADDITIONAL FEE
TOTAL	58	-	59	=	0	\$25	\$0.00
INDEPENDENT	4	-	6	=	0	\$100	\$0.00
<input type="checkbox"/> FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM						\$180	\$0.00
						TOTAL	\$0.00

Petition for () month(s) extension of time pursuant to 37 C.F.R. §§ 1.17 and 1.136(a). \$0.00 for the extension of time.

No fee is required.

Check(s) in the amount of \$0.00 is(are) enclosed.

Please charge Deposit Account No. 02-2448 in the amount of \$0.00. This form is submitted in triplicate.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

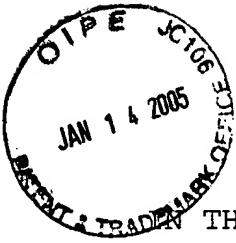
BIRCH, STEWART, KOLASCH & BIRCH, LLP

By 
Joe McKinney Muncy, #32,334

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(703) 205-8000

 KM/RFG/mlr
0459-0638P

Attachment(s)



MS AMENDMENT
PATENT
0459-0638P

THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Stephan Edward REES et al. Conf.: 7859

Appl. No.: 09/890,801 Group: 3736

Filed: October 30, 2001 Examiner: R.L. NASSER

For: AUTOMATIC LUNG PARAMETER ESTIMATOR

AMENDMENT UNDER 37 C.F.R. § 1.111

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

January 14, 2005

Sir:

In reply to the Office Action dated Occtober 14, 2004, the following amendments and remarks are respectfully submitted in connection with the above-identified application.

This reply includes Amendments to the Claims and Remarks.